

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Aquila, Inc.,) Application No. NG-0007.3
d/b/a Aquila (Aquila), Omaha,)
seeking to lower current)
interim delivery charge to)
reflect the level of revenue)
deficiency currently under)
appeal in the Lancaster County)
District Court.) Entered: October 25, 2007

BY THE HEARING OFFICER:

On or about September 6, 2007, Aquila, Inc., d/b/a Aquila (Aquila) filed Proposed Changes in Tariffs to become effective September 15, 2007. The proposed change was to lower the current interim delivery charge to reflect the level of revenue deficiency currently under appeal in the District Court as a result of the Commission's July 24, 2007 Order, in *In the Matter of Aquila, Inc. d/b/a Aquila Networks (Aquila), Omaha, seeking individual rate increases for Aquila's Rate Area One, Rate Area Two, and Rate Area Three*, Application No. NG-0041.

On September 24, 2007, the Public Advocate filed a Petition for Formal Intervention, requesting that the operation and effective date of the proposed change be suspended and deferred pending completion and approval of a refund plan and further discussions between the parties regarding revisions to the proposed changes.

On October 2, 2007, the Commission granted the Public Advocate's Petition for Formal Intervention and suspended operation of the tariff pursuant to *Neb. Rev. Stat. § 66-1808(3)*.

The Hearing Officer finds that hearing on this matter should be scheduled for **November 5, 2007, at 1:30 p.m.**, in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that hearing on this matter is scheduled for **November 5, 2007, at 1:30 p.m.**, in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 25th day of October, 2007.

By: 

Hearing Officer